FITCH, EVEN, TABIN & FLANNERY

ATTORNEYS AND COUNSELLORS AT LAW

Established in 1859

SUITE 401L - 1801 K STREET, NW WASHINGTON, D.C. 20006-1201

TELEPHONE (202) 419-7000

FACSIMILE (202) 419-7007

CHICAGO OFFICE SUITE 1600 - 120 SOUTH LA SALLE STREET CHICAGO, ILLINOIS 60603-3406 TELEPHONE (312) 577-7000

CALIFORNIA OFFICE SUITE 510 - 4250 EXECUTIVE SQUARE SAN DIEGO, CALIFORNIA 92037-9105 TELEPHONE (858) 552-1311

> COLORADO OFFICE SUITE 213 - 1942 BROADWAY BOULDER, COLORADO 80302 TELEPHONE (303) 402-6966

February 14, 2002

BRUCE R. MANSFIELD SHERRI N. BLOUNT RICHARD E. WAWRZYNIAK CHARLES WILLIAM PETERSON, JR. KATHLEEN A. RANNEY KENDREW H. COLTON* ROMI N. BOSE STEVEN G. PARMELEE

CHRISTOPHER E. GEORGE EDWARD E. CLAIR PAMELA L. STEWART SANDRA V. SCAVO JON A. BIRMINGHAM RUDY KRATZ RAMON R. HOCH JOHN E. LYHUS STEVEN M. FREELAND DONNA E. BECKER

PATENT AGENTS

ERIC J. WHITESELL KURT J. FUGMAN JONATHAN H. BACKENSTOSE LILIA I. SAFONOV

OF COUNSEL

THOMAS F. LEBENS

*ADMITTED TO D.C. BAR; D.C. PRACTICE OF ALL OTHERS LIMITED TO FEDERAL COURTS AND AGENCIES

02-14-2002

U.S. Patent & TMOfe/TM Mail Rept Dt. #70

The Honorable Commissioner of Patents and Trademarks Box Patent Ext. Washington, D.C. 20231

MORGAN L. FITCH, JR.

FRANCIS A. EVEN"

JOHN F. FLANNERY

ROBERT B. JONES

ROBERT J. FOX

JAMES J. SCHUMAN

JAMES J. HAMILL
TIMOTHY E. LEVSTIK
JOSEPH E. SHIPLEY
ROBERT J. FOX JAMES J. HAMILL

KENNETH H. SAMPLE PHILIP T. PETTI

JOSEPH T. NABOR

RICHARD A. KABA

KARL R. FINK MARK W. HETZLER

STEVEN C. SCHROER

TIMOTHY P. MALONEY

PERRY J. HOFFMAN

JAMES P. KRUEGER

STEPHEN S. FAVAKE EDWARD W. GRAY, JR.*

JULIUS TABIN

Karin Tyson

Senior Legal Advisor, Office of Patents Legal Administration Office of the Assistant Commissioner for Patent Examination Policy

Re:

U.S. Patent No. 4,855,290

Our Ref.:

7398/71275

RECEIVED

MAR 0 5 2002

OFFICE OF PETITIONS

Dear Ms. Tyson:

We have not received indication concerning disposition of the petition for patent term extension. In the event any communications have issued, please advise. Oryshol Park III

Ms. Karin Tyson February 14, 2002 Page 2

We thank you in advance for your cooperation and kind assistance.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Kendrew H. Colton

Registration No. 30,368

Phone (202) 419-7000

Fax (202) 419-7007